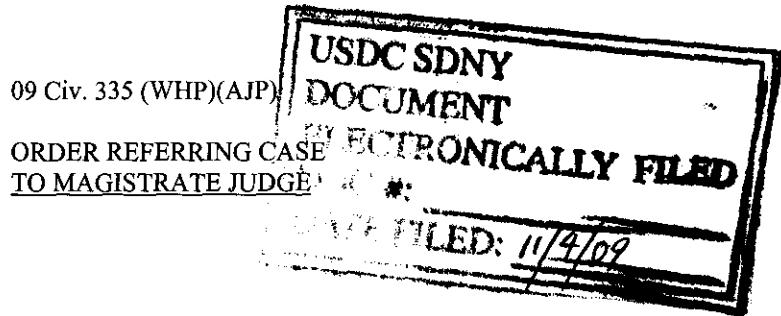


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
-----X  
JPMORGAN CHASE BANK, N.A.,  
Plaintiff,  
-against-  
HOSTWAY CORP.,  
Defendant.  
-----X



The above entitled action is referred to the Clerk of the Court for assignment to a Magistrate Judge. The purpose(s) for reference is/are the following:

General Pretrial (including scheduling, discovery, non-dispositive pretrial motions, and settlement)

Specific Non-Dispositive Motion/Dispute\*

If referral is for discovery disputes when the District Judge is unavailable, the time period of the referral: \_\_\_\_\_

Settlement\*

Inquest After Default/Damages Hearing

Consent under 28 U.S.C. § 636(c) for all purposes (including trial)

Consent under 28 U.S.C. § 636(c) for limited purpose (e.g., dispositive motion, preliminary injunction)

Purpose: \_\_\_\_\_

Habeas Corpus

Social Security

Dispositive Motion (i.e., motion requiring a Report and Recommendation)

Particular Motion: \_\_\_\_\_

All such motions: \_\_\_\_\_

\* Do not check if already referred for general pretrial.

**SO ORDERED.**

DATED: November 3, 2009  
New York, New York

  
UNITED STATES DISTRICT JUDGE  
WILLIAM H. PAULEY III

*All Counsel of Record*

**LEVI LUBARSKY & FEIGENBAUM LLP**

ATTORNEYS AT LAW

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October 29, 2009

By Federal Express

Honorable William H. Pauley  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

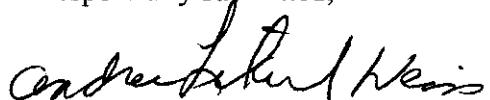
Re: JPMorgan Chase Bank, N.A. v. Hostway Corporation  
09 cv. 335 (PKL) (AJP)

Dear Judge Pauley:

This firm represents JPMorgan Chase Bank, N.A. in the above-captioned case. I have spoken to Fredric Cohen, Esq., counsel for Hostway Corporation, and we agree that it would be beneficial for the Court to refer the matter to Magistrate Judge Peck to assist the parties in exploring possible settlement.

Accordingly, counsel for both parties respectfully request that the case be referred to Magistrate Judge Peck for the purpose of conducting a settlement conference.

Respectfully submitted,



Andrea Likwornik Weiss

cc: Fredric A. Cohen  
via email